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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/715,243	11/18/2003	Mark N. Heflin	991316	4994
7590 02/02/2007 United States Army Legal Services Agency Suite 527 901 North Stuart Street Arlington, VA 22203-1837			EXAMINER DINH, TIEN QUANG	
			ART UNIT 3644	PAPER NUMBER
SHORTENED STATUTORY PERIOD OF RESPONSE		MAIL DATE	DELIVERY MODE	
2 MONTHS		02/02/2007	PAPER	

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20061011

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Art Unit: 3644



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**FEB 02 2007**

**GROUP 3600**

**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

Application Number: 10/715,243  
Filing Date: November 18, 2003  
Appellant(s): HEFLIN ET AL.

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Alan P. Klein  
For Appellant

**EXAMINER'S ANSWER**

This Examiner's answer is to correct part where the conferee's full names have not been typed out.

**(1) Real Party in Interest**

A statement identifying by name the real party in interest is contained in the brief.

**(2) Related Appeals and Interferences**

The examiner is not aware of any related appeals, interferences, or judicial proceedings which will directly affect or be directly affected by or have a bearing on the Board's decision in the pending appeal.

**(3) Status of Claims**

The statement of the status of claims contained in the brief is correct.

**(4) Status of Amendments After Final**

The appellant's statement of the status of amendments after final rejection contained in the brief is correct.

**(5) Summary of Claimed Subject Matter**

The summary of claimed subject matter contained in the brief is correct.

**(6) Grounds of Rejection to be Reviewed on Appeal**

The appellant's statement of the grounds of rejection is correct.

**(7) Claims Appendix**

The copy of the appealed claims contained in the Appendix to the brief is correct.

**(8) Evidence Relied Upon**

5816535	Underwood	10-1998
4513931	Kenzie	8-1985
6578885	Tillman	6-2003

**(9) Grounds of Rejection**

The following ground(s) of rejection are applicable to the appealed claims:

Claims 1, 6-13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Underwood et al in view of Kenzie and Tillman.

**(10) Response to Argument**

In response to applicant's arguments that Underwood in view of Kenzie and Tillman does not anticipated what has been claimed, the examiner would like to point out Underwood teaches knife 64 that is actuated by control element 62 to cut the extraction line of the parachute in case of an emergency is well known. The lines are cut by the use of an electronic device. Underwood lacks the use of an alternative actuator that has a spring to bias the cutter toward the extraction line and the means for restricting the cutter from engaging and severing the extraction line. Kenzie teaches spring means 60 that biases the cutter toward the extraction line. The

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means for mechanically restricting the cutter from engaging the extraction line can be shear pin 50, balls 80, or timing mechanism with firing pin 126 shown in figures 2 and 5. Hence, Kenzie teaches what has been claimed. Tillman is used to show that radio signals are well known.

Taken all of this together, it is reasonable to say that it would have been obvious to one skilled in the art at the time the invention was made to have used a remotely controlled cutter system that is spring biased to cut the extraction line and means to restrict the cutter from cutting the extraction line in place of Underwood et al's system as taught by Kenzie and Tillman as a substitution of parts. The references disclosed what has been claimed.

For the above reasons, it is believed that the rejections should be sustained.

Respectfully submitted,

T. Dinh



Conferees:

Peter Poon



John Woodrow Eldred

